

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LEO STOLLER,

Defendant.

Docket No. 10 CR 1052

Chicago, Illinois  
October 26, 2012  
9:09 a.m.

TRANSCRIPT OF PROCEEDINGS - Status  
BEFORE THE HONORABLE REBECCA R. PALLMEYER

APPEARANCES:

For the Plaintiff:

HON. GARY S. SHAPIRO  
ACTING UNITED STATES ATTORNEY  
BY: MR. TIMOTHY J. CHAPMAN  
219 South Dearborn, 5th Floor  
Chicago, Illinois 60604

For the Defendant:

MEYER & O'CONNOR, LLC  
BY: MR. JOHN A. MEYER  
135 South LaSalle Street, Suite 3300  
Chicago, Illinois 60603

Court Reporter:

FRANCES WARD, CSR, RPR, FCRR  
Official Court Reporter  
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1 THE CLERK: 10 CR 1052, United States versus Leo  
2 Stoller for status.

3 MR. CHAPMAN: Good morning, your Honor.

4 Timothy Chapman for the United States.

5 THE COURT: Good morning.

6 MR. MEYER: Good morning, your Honor.

7 John Meyer. I was contacted by the Federal  
8 Defender program concerning representation of Mr. Stoller.  
9 It's my understanding that Mr. Murphy of the Federal Defender  
10 program was granted leave to withdraw earlier. So I would  
11 tender to the Court my appointment form and appearance and  
12 ask that appointment be made *nunc pro tunc* to October 23rd.

13 (Documents tendered.)

14 THE COURT: All right. I am happy to appoint  
15 Mr. Meyer to substitute for Mr. Murphy.

16 Mr. Stoller, I don't have before me a recent  
17 financial affidavit. So I will ask Mr. Murphy to help you  
18 prepare that and submit it to the Court.

19 THE DEFENDANT: Thank you, Judge.

20 THE COURT: Now, we have sentencing set for this  
21 coming Monday.

22 Mr. Meyer, will you be prepared to proceed on that  
23 date?

24 MR. MEYER: No, Judge. In fact, in talking with  
25 Mr. Murphy and Mr. Stoller, it's my understanding that

1 Mr. Stoller is contemplating a motion to withdraw his plea of  
2 guilty. And so in that regard, so I can make an accurate  
3 assessment of whether a motion should be filed, I am going to  
4 ask the Court to authorize the transcript of the Rule 11  
5 hearing, which occurred on April 13th before Judge Kendall.  
6 And I will tender to the Court the authorization form for  
7 that transcript.

8 (Document tendered.)

9 THE COURT: Sure. So, in other words, you want  
10 that transcribed.

11 MR. MEYER: Yes, Judge.

12 THE COURT: That's fine. It normally doesn't take  
13 any more than 30 days. It might be available to us in less  
14 time than that, but perhaps we should set a status about 30  
15 days from now.

16 MR. MEYER: Yes, Judge. Maybe 40 days in case it  
17 does take 30 days because I would like the opportunity to  
18 review the transcript with Mr. Stoller --

19 THE COURT: Sure.

20 MR. MEYER: -- before making a decision in this  
21 regard.

22 THE COURT: Okay. Today is October 26th. So if we  
23 put this out for about 30 days, we are at the end of  
24 November. Why don't we set a status for maybe December 10th.

25 Is that date all right for the government?

1 MR. CHAPMAN: Works for the government, Judge.

2 MR. MEYER: That's fine, Judge.

3 THE COURT: That's a Monday. We will say at 9:00  
4 o'clock.

5 MR. MEYER: Fine.

6 THE COURT: All right. Any reason to adjust the  
7 current bond conditions?

8 MR. CHAPMAN: Not from the government's  
9 perspective, Judge.

10 MR. MEYER: Not from the defendant's either, Judge.

11 THE COURT: All right. I will see you on December  
12 10th.

13 MR. CHAPMAN: Thank you.

14 MR. MEYER: Judge, could I have the transcript  
15 form? I will deliver it to --

16 THE COURT: Right. You need them both actually.

17 MR. MEYER: -- Judge Kendall's court reporter.

18 THE COURT: To Judge Kendall's court reporter.  
19 All right.

20 MR. MEYER: Thank you.

21 THE COURT: Thank you.

22 \* \* \* \* \*

23 I certify that the foregoing is a correct transcript from the  
24 record of proceedings in the above-entitled matter.

25 /s/ Frances Ward

September 11, 2013.

Official Court Reporter - F